

CITY OF LEOMINSTER

CITY COUNCIL

SEPTEMBER 10, 2007

HEARING BEFORE THE CITY COUNCIL, 7:10 P.M.

- 16-08 National Grid: Hale Street: Install one singly owned pole on Hale Street beginning at a point approximately 46 feet southwest of the centerline of the intersection of George Street. (Public Service)

HEARING BEFORE THE CITY COUNCIL, 7:15 P.M.

(Rescheduled to September 24, 2007 at 7:30 p.m.)

- 14-08 Steven P.Perla, Paul O. Perla, Paula M. Perla and Orlando J. Perla II: Amend Chapter 22 of the Revised Ordinances entitled "Zoning" to change the Leominster Zoning Map to rezone 1.08 acres by removing from the Residence A and Agriculture (RAA) District and including in the Commercial (C) District those portions of property at 1072-1072R Central Street, identified as Assessors' Map 501, Lots 4 and 9, that are not presently in the Commercial District, such that all of said lots will be included in the Commercial District.(Legal Affairs)

PUBLIC FORUM, 7:45 P.M.

REGULAR MEETING OF THE CITY COUNCIL, 8:00 P.M.

ROLL CALL

COMMUNICATIONS

- C-17 Relative to the appropriation of \$40,500.00 to the Planning Department Expense Account; same to be transferred from the Emergency Reserve Account. (Finance)

COMMUNICATIONS, continued

- C-18 Relative to the appropriation of \$4,586.75.00 to the C.D.B.G. Housing Rehabilitation Construction Expense Account; the same to be transferred from the following C.D.B.G. accounts: (Ways & Means)
- | | |
|---------------------------|-----------|
| Mayor's Energy Assistance | \$ 457.32 |
| Bennett School Project | 331.43 |
| Our Father's Table | 3,798.00 |
- C-19 Dean J. Mazzarella, Mayor: Request Edward M. Cataldo be exempt from M.G.L. Chapter 268A (20B) Conflict Of Interest as he is currently employed by the City of Leominster as the Building Inspector and will be taking a position setting up polling places for the City Clerk - Elections and Registration Office. (Ways & Means)
- C-20 Dean J. Mazzarella, Mayor: Request Joseph Poirier be exempt from M.G.L. Chapter 268A (20B) Conflict Of Interest as he is currently employed by the City of Leominster as the Wire Inspector/Fire Alarm Superintendent and will be taking a position setting up polling places for the City Clerk-Elections and Registration Office. (Ways & Means)
- C-21 Dean J. Mazzarella, Mayor: Request Clement J. Cloutier be exempt from M.G.L. Chapter 268A (20B) Conflict Of Interest as he is currently employed by the City of Leominster as a Signal Maintenance Man and will be taking a position setting up polling places for the City Clerk – Elections and Registration Office. (Ways & Means)
- C-22 Dean J. Mazzarella, Mayor: Request Roland LaPointe, Jr. be exempt from M.G.L. Chapter 268A (20B) Conflict Of Interest as he is currently employed by the City of Leominster as a Maintenance Supervisor with the Recreation Department and will be taking a position setting up polling places for the City Clerk – Elections and Registration Office. (Ways & Means)
- C-23 Dean J. Mazzarella, Mayor: Request Thomas Bissonnette be exempt from M.G.L. Chapter 268A (20B) Conflict Of Interest as he is currently employed by the City of Leominster with the Department of Public Works and will be taking a position setting up polling places for the City Clerk – Elections and Registration Office. (Ways & Means)
- C-24 Dean J. Mazzarella, Mayor: Request David DeMar be exempt from M.G.L. Chapter 268A (20B) Conflict Of Interest as he is currently employed by the City of Leominster as the Cemetery Director will be taking a position setting up polling places for the City Clerk – Elections and Registration Office. (Ways & Means)

PETITIONS

- 18-08 Attorney Jeffrey A. Aveni on behalf of Rogar Realty Trust: Request to amend a license for the keeping, storing and sale of inflammable liquids at 680-706 Central Street by removing restriction #1 “Pumps must operate in a pay before you pump manner.”(Legal Affairs)
- 19-08 Sharon K. Testa: Requesting a pedestrian light at the intersection of Beth Avenue and Central Street. (Public Safety)

MATTERS BEFORE THE CITY COUNCIL

PUBLIC SERVICE

- 16-08 National Grid: Hale Street: Install one singly owned pole on Hale Street beginning at a point approximately 46 feet southwest of the centerline of the intersection of George Street.

FINANCE

- C-11 Relative to the appropriation of \$101,200.00 to the Sewer Department Capital Outlay Expense Account; same to be transferred from the State Rockwell Village Reimbursement Grant Accounts.
- C-15 Relative to the appropriation of \$2,000.00 to the Forestry Overtime Account; same to be transferred from the Emergency Reserve Account.

LEGAL AFFAIRS

- C-14 Mayor Dean J. Mazzarella: Request the City Council take by Eminent Domain, properties as they pertain to the Bridge Replacement Project on Mechanic Street over the Nashua River and shown on a plan entitled “Mechanic Street Right of Way Plans Easement Plan”.
- 14-08 Steven P.Perla, Paul O. Perla, Paula M. Perla and Orlando J. Perla II: Amend Chapter 22 of the Revised Ordinances entitled “Zoning” to change the Leominster Zoning Map to rezone 1.08 acres by removing from the Residence A and Agriculture (RAA) District and including in the Commercial (C) District those portions of property at 1072-1072R Central Street, identified as Assessors’ Map 501, Lots 4 and 9, that are not presently in the Commercial District, such that all of said lots will be included in the Commercial District.

REGULAR MEETING OF THE CITY COUNCIL, continued**LEGAL AFFAIRS, CONTINUED**

- 17-08 John Davis: Grant a Special Permit to convert an existing garage at 23 Fairmount Street located in Residence B and shown on Assessors Map 233 as Lot 2 into a one bedroom apartment.(A hearing is scheduled for September 24, 2007 at 7:15 P.M.)

SMALL BUSINESS & ECONOMIC DEVELOPEMNT

- C-16 Dean J. Mazzarella, Mayor: Approve the creation of the Florence Street Economic Opportunity Area under the Economic Development Incentive Program.

APPOINTMENTS

Election Officers - Bradford Hager, Elaine A. Hupfeld, Caroline F. Perla, Virginia M. Polley, Gail Purretta, William M. Ryan, Susan Sweeney, Mary Warner.

OLD BUSINESS

President's Drinking Water Oversight Committee

NEW BUSINESS

TABLED PETITIONS UPON WHICH ACTION IS PROPOSED

LEGAL AFFAIRS

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|----------------|--|
| C-61
(2004) | Dean J. Mazzarella, Mayor: Request that the City Council, the Zoning Board of Appeals and Planning Board adopt "Additional Notification Requirements" which would require any applicant for a variance or special permit erect and maintain in legible condition one or more public notification panels at the site for which relief is requested. |
| C-66
(2004) | Dean J. Mazzarella, Mayor: Request that the City Council endorse a petition amending Chapter 22 of the Revised Ordinances entitled Zoning by adding "No Zoning Ordinance shall be adopted or amended without notification to residents affected by said adoption or amendment. Notification of hearing shall be sent by mail, postage prepaid, to any such owner of record whose property lies in the district where the change is sought." |
| 11-02 | Peter E. Bovenzi, Trustee of Avon Street Realty Trust: Approve the layout and accept Avon Street as a public way. |
| 151-04 | Maribel Fournier, Human Resources Director: Accept Chapter 32B Section 15 of the Massachusetts General Laws allowing the City of Leominster to legally offer disability insurance to city employees; plan to be offered will be 100% employee paid. |
| 31-06 | David Rowlands: Designate Harvard Street as a 25 MPH speed zone and post speed limit signs indicating such designation. |
| 70-06 | John Souza and Kate Griffin-Brooks, on behalf of the Leominster Planning Board: Amend Section 24.2.5 of the Leominster Zoning Ordinance entitled Mixed Use Development by 1.) adding after the first sentence in Section 24.2.5.1 "Wetlands, as determined by the Conservation Commission shall not be considered in the density calculations" 2.) adding a new Section 24.2.5.3 allowing a property included on a Master Plan for the purpose of Mixed Use to be only used once for density calculations and 3.) adding a new Section 24.2.5.4 stating any further amendments, changes or revisions on completed projects are governed by the Leominster Zoning Ordinance with notification to the Planning and Development Department. |
| 55-07 | John Souza, on behalf of the Planning Board: Change the Leominster Zoning Ordinance Section 22-26 "Table of Uses" under General Uses in the Amusement category from "N" under Industrial to "SPPB". |

Lynn A. Bouchard
City Clerk
September 6, 2007

9/10/2007